

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DISTRICT

TOMMY FORRY, #111562  
PLAINTIFF

v

RICHARD ALLEN, et al.,  
DEFENDANT

2:07-CV-203-MEF  
(WO)

OBJECTION OF THE MAGISTRATE  
RECOMMENDATION

COME NOW PLAINTIFF IN THE ABOVE STYLED CAUSE  
AND FILED THIS RESPONSE TO AN ORDER DATED THE  
14<sup>TH</sup> DAY OF MAY 2007, IN THE RECOMMENDATION  
OF THE MAGISTRATE JUDGE.

ON MARCH 9, 2007, THE COURT GRANTED PLAINTIFF  
TWENTY-ONE DAYS TO FORWARD THE INITIAL  
PARTIAL FILING FEE IN THE AMOUNT OF \$9.67.

ON OR ABOUT MARCH 29, 2007, THE PLAINTIFF  
AUTHORIZED PRISON OFFICIALS TO WITH-HOLD 20%  
OF HIS INCOMING FUNDS FOR COURT COST IN  
THE ABOVE STYLED CAUSE OF ACTION. PLAINTIFF  
WAS OF THE OPINION THAT THE 20% WOULD  
BE FORWARDED TO THE CLERK FOR THE INITIAL  
PARTIAL FILING FEE IN THIS ACTION.

(1)

HOWEVER, PLAINTIFF WAS UNABLE TO COMPLY WITH THE MARCH 9, 2007, ORDER UNTIL THE FIRST 20% WAS DEDUCTED IN APRIL 2007.

NOW, PLAINTIFF'S QUESTION TO THIS HONORABLE COURT IS:

A) SHOULD PRISON OFFICIALS HAVE DEDUCTED 20% OF PLAINTIFF'S INCOME BEFORE PLAINTIFF HAD AN OPPORTUNITY TO PAY THE INITIAL PARTIAL FILING FEE ?

THEREFORE, THE DEDUCTION SHOULD HAVE WENT FOR THE PURPOSE OF THE INITIAL PARTIAL FILING FEE. THIS ACTION SHOULD NOT BE DISMISS DUE TO PRISON OFFICIALS ERROR.

DONE, THIS 21<sup>ST</sup> DAY OF MAY 2007.

RESPECTFULLY SUBMITTED,  
Tommy Ford, pro se  
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